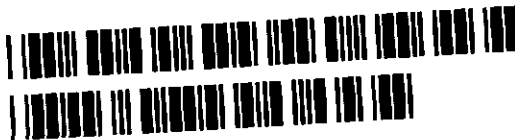


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09-CV-01577-ORD

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CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

CHARLES THIRU GATHU,

NO. C09-1577-JLR-JPD

Petitioner,

ORDER OF DISMISSAL

v.

A. NEIL CLARK, Field Office Director, U.S.  
Immigration and Customs Enforcement,

Respondent.

The Court, having reviewed petitioner's Petition for Writ of Habeas Corpus, respondent's Return Memorandum and Motion to Dismiss, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, and any objections or responses to that, and the remaining record, finds and Orders as follows:

- (1) The Court adopts the Report and Recommendation;
  - (2) This action is DISMISSED as moot and without prejudice;
  - (3) The Clerk shall send a copy of this Order to the parties and to Judge Donohue.
  - (4) Petitioner's Motion To Withdraw (Oct 15) is DENIED as moot.
- DATED this 12<sup>th</sup> day of March, 2010.

  
JAMES L. ROBART  
United States District Judge